

Otego, NY
Watershed Rules and Regulations for the Village of Otego
Contact Town Clerk
(607)988-2698
Health Ordinance
Adopted 1982
Revised 1986

I HEREBY ADOPT the attached amendments to add a new section

136.8 to Part 136 of Chapter III of Title 10 (Health) of the Official

Compilation of Codes, Rules and Regulations of the State of New York, pursuant

to the authority vested in the Commissioner of Health by section 1100 of the

Public Health Law, to be effective upon filing with the Secretary of State. PRIOR NOTICE OF this action, required under the Administrative

Procedure Act was published in the New York State Register on April 23, 1986. IN WITNESS WHEREOF, I have hereunto set my hand and caused the

seal of the New York State Department of Health to be affixed this day

of , 1986.

(1/

David Axelrod(M.O. --

COMMISSIONER OF HEALTH

Pursuant to the authority vested in the State Commissioner of Health by section 1100 of the Public Health Law, a new section 136.8 of Part 136 of Title 10 (Health) of the Official Compilation of codes, Rules and Regulations of the State of New York, to be effective upon filing with the Secretary of State, is hereby added to read as follows:

Section 136.8 Village of Otego, Otego County.

I-

(a) Application. The rules and regulations set forth in

this section, duly made and adopted in accordance with the provisions of sections 110-1107 of the Public Health Law shall apply to the wells which

1

comprise the source of the public water supply of the Village of Otego.. Said wells are located on land owned by the Village of Otego and are

situated approximately one mile north of the Village along Otsdawa Road '4 and in the West end

of the Village south of Meadow Street between the Susquehanna River and the Delaware and Hudson Railroad tracks.

(b) Definitions.

(1) Agricultural associated animal waste shall mean manure obtained from agricultural industries.

&

(2) Chloride salt shall mean the solid compounds or solutions of potassium chloride (commonly used as fertilizer), calcium chloride (commonly used for winter-road maintenance) or sodium chloride (commonly used for water-softener regeneration).

(3) Herbicide shall mean any substance used to destroy or inhibit plant growth.

C (4) Human excreta shall mean human feces and urine.

(5) Junkyard shall mean an area where two or more unregistered, old or secondhand motor vehicles are being accumulated for purposes of disposal, resale of used parts or reclaiming certain owner, occupant or lessee of said land, or any part of a farm on which only animal wastes resulting from the operation of such farm are deposited

(15) Sewage shall mean any liquid or solid waste matter from a domestic, commercial, private or industrial establishment which is normally carried off in sewers or waste pipes.

(16) Sewage disposal system shall mean any system used for disposing sewage.

(17) Toxic substance shall mean any toxic substance as so defined by subdivision two of Section 4801 of the Public Health Law.

(18) Treatment works shall mean any treatment plant, sewer, disposal field, lagoon, pumping station, septic system, construction drainage ditch or surface water Intercepting ditch, incinerator, area devoted to sanitary land fill, or other works not specifically mentioned in this paragraph, installed for the purpose of treating, neutralizing, stabilizing or disposing of sewage.

(19) Water supply shall mean the public water supply of the Village of Otego.

(20) Wells shall mean wells now used as a source of this water supply or any additional wells which may be constructed at this point as a source for this water supply.

General prohibition. No person, including State agencies or political subdivisions having jurisdiction, shall perform any act or grant any permit or approval which may result in the contravention of the standards for raw water quality as contained In Part 170 of Title 10 (Health) of the Official Compilation of Codes, Rules and Regulations of the State of New York (10 NYCRR Part 170).

6) Radioactive material, No radioactive material shall be disposed of by burial in soil within a 500 foot linear distance of the wells and not within a 500 foot to a 1000 foot linear distance of the wells unless authorization has been obtained from the appropriate State agency and such burial is in accordance with provisions of Part 16 of Title 10 (Health) of the Official Compilation of Codes, Rules and Regulations of the State of New York (10 NYCRR Part 16).

(7) Refuse. No refuse shall be deposited on or beneath the surface of ground within a 250 foot linear distance of the wells.

(8) Refuse disposal area. No refuse disposal area shall be located within a 500 foot linear distance of the wells.

(9) Toxic Substances No container used for the storage of toxic substances shall be buried beneath the surface of the ground within a 500 foot linear distance of the wells.

8 (10) Trespassing. No trespassing shall be allowed upon the property of the Village of Otego upon which the wells are located and no person or persons shall enter in or upon such property except the person or persons authorized to enter said property by the Village of Otego.

(e) Inspections The Board of Trustees of the Village of Otego or any person or persons charged with the maintenance or supervision of the public water supply system shall make regular and

thorough inspections of the area surrounding the wells to ascertain C compliance with the rules and regulations set forth In this section. It shall be the duty of the aforesaid Board o~ Trustees to cause copies of any rules and regulations violated to be served upon the persons violating the same together with notice~ of said violations. If such persons served do not immediately comply with the rules and regulations,

E